GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Bapatla Municipality – Allegations of irregularities against unauthorized constructions in Bapatla Municipality against Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), Bapatla Municipality (now retired) - Departmental proceedings initiated under Rule-20 of APCS (CC&A) Rules, 1991 - Inquiry conducted – Imposition of penalty of for "withholding of 8% pension for a period of 5 years" under Rule-9 of A.P. Revised Pension Rules, 1980 – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II.) DEPARTMENT

G.O.Rt.No.386

Dated:22.04.2024.
Read the following:-

1. From G.A. (V&E) Dept, V.R.No.65 (C.No.789/V&E/E1/2011), Dt:28.08.2012.
2. G.O.Rt.No.377, MA&UD (E1) Dept., dt.16.03.2013.
3. G.O.Rt.No.544, MA&UD(Vig.II) Dept., 23.05.2018.
4. From the Inquiry Officer, Sri B. Satyanarayana, Roc.No.93724/2020-G1, dated.28.08.2021(Received on 23.08.2022)
5. Govt.Memo.No.22578/Vig.II/2012-3(E.No.458965),dated.31.03.2023.
6. Written representation of Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), (now retired), dated.15.05.2023.
7. Show- cause Notice issued to Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), (now retired) vide Govt.Memo.No.22578/Vig.II/2012-8 (E.No.458965),dated.26.09.2023.
8. Explanation of Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), (now retired), dated.18.11.2023.
9. G.O.Ms.No.124, GA(SER.A) Dept., dated.04.12.2023.

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ORDER:

Based on the recommendations of G.A. (V&E) Department in the reference 1st read above, Article of charges have been framed against Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), Bapatla Municipality, vide G.O 2nd read above.

2. In the reference 3rd read above, after following the due procedure, Sri B.Satyanarayana, DCP, Municipal Corporation, Guntur was appointed, as an Inquiry Officer to inquire into the charges framed against the charged officers Sri P.Nageswara Rao, the then Tracer & TPBO (i/c) and others of Bapatla Municipality.

3. In the reference 4th read above, the Inquiry Officer Sri B.Satyanarayana, DCP, Municipal Corporation, Guntur submitted his inquiry report and among others, stated that out of Seven (7) charges framed against officers Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), Bapatla Municipality (now retired); Six (6) charges are proved and one (1) charge not held proved in the inquiry.

4. Government have examined the Inquiry Report in detail and a copy of Inquiry Report have been communicated to all the charged officers under Rule 21(2) of APCS (CC&A) Rules, 1991, with a direction to submit their written representations if any, on the findings of the Inquiry Officer, vide reference 5th read above.

(P.T.O)

5. In the reference 6th read above, the charged officer submitted his written representation and requested to drop the charges and exonerate him from the charges.

6. Government have examined the matter; keeping in view the findings of Inquiry Authority and provisionally decided to impose a penalty of "withholding of 8% pension for a period of 5 years" against Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), Bapatla Municipality (now retired); since, while functioning as in - charge TPBO in the Bapatla Municipality, during the period of his officiation, he had not initiated action for the prevention of deviations from sanctioned plans and had not taken action for the removal of the violated portions.

7. In the reference 7th read above, a show cause notice has been issued to Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), Bapatla Municipality (now retired); as to why the above said penalty at para -6, cannot be imposed against him under Rule 9 of A.P. Revised Pension Rules, 1980.

8. In reply, the Charged Officer submitted his explanation in the reference 8th read above. Among others, he stated that due to his lapse on his part there is no financial loss to Government at any stage and hence he is not liable for imposing of the major punishment of cut in the pension. Hence, he finally requested that the entire issue may be got probed in detail and further the major punishment may kindly be dropped.

9. Government have examined the explanation of the charged officer; keeping in view the findings of Inquiry Authority. It has been observed that, while functioning as in – charge TPBO in the Bapatla Municipality, during the period of his officiation, he had not initiated action for the prevention of deviations from sanctioned plans and had not taken action for the removal of the violated portions. As such the written explanation of the delinquent official is not convincing.

10. After careful consideration of the matter, Government have decided to confirm the provisional decision of the Government to impose the penalty of "withholding of 8% pension for a period of 5 years" against Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), Bapatla Municipality (now retired).

11. Accordingly, Government hereby impose a penalty of "withholding of 8% pension for a period of 5 years" against Charged Officer Sri P.Nageswara Rao, the then Tracer & TPBO (i/c), Bapatla Municipality (now retired), under Rule-9 of A.P. Revised Pension Rules, 1980.

12. The Director of Town and Country Planning, A.P, Mangalagiri, shall take necessary action in the matter accordingly.

13. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri P.Nageswara Rao, the then Tracer & I/c TPBO,
Bapatla Municipality (now retd.)
- **through** the DTCP., A.P., Mangalagiri

(Cont..3)

The Director of Town & Country Planning, A.P., Mangalagiri

Copy to:

The Secretary to A.P. Vigilance Commission, 5th Building, A.P. Secretariat.
The Director General, G.A. (V&E) Department, A.P., Vijayawada.
SF / SCs.

//FORWARDED BY ORDER//

G. Srinivas
SECTION OFFICER.